

VERIFICATION

STATE OF ILLINOIS)

)

COOK COUNTY)

SAMUEL BORRIES, being duly sworn, depose and states that he is On Scene Coordinator, and that the facts contained within the foregoing ANSWERS AND OBJECTIONS TO HAROLD WIESE INTERROGATORIES are true and correct to the best of his knowledge, information and belief.

Samuel F. Borries

Subscribed and sworn to before me this ____ day of December, 1999

Notary Public

My Commission Expires

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

-v-

Case No. 99-63 PER

Hon. Paul E. Riley, U.S.D.J.

MONSANTO CHEMICAL COMPANY,
SOLUTIA, INC., MOBIL OIL CORPORATION,
PAUL SAUGET, CERRO COPPER PRODUCTS
CO., and HAROLD W. WIESE,

Defendants.

DEFENDANT CERRO COPPER PRODUCTS COMPANY'S
FIRST SET OF INTERROGATORIES DIRECTED TO THE UNITED STATES

COMES NOW Defendant Cerro Copper Products Company ("Cerro") and, pursuant to Rule 33 of the Federal Rules of Civil Procedure, propounds the following interrogatories to Plaintiff, the United States of America ("the United States").

INSTRUCTIONS AND DEFINITIONS

1. "You," "your" and "yourself" refers to the United States, including but not limited to its agents, representatives, officers, directors, employees, contractors, personnel, affiliated bodies, entities or agencies.
2. "Defendant" or "Cerro" means Cerro Copper Co. including but not limited to its agents, employees, officers, directors, representatives or personnel.
3. "Person" means natural persons, firms, proprietorships, associations, partnerships, corporations and every other type of organization or entity.
4. "Identify" or "Describe" means when used in reference to:

(a) a document, to state separately (i) its description (e.g. letter, report, memorandum, etc.), (ii) its date, (iii) its subject matter, (iv) the identity of each author or signer, (v) its present location and the identity of its custodian;

(b) an oral statement, communication, conference or conversation, to state separately (i) its date and the place where it occurred, (ii) its substance, (iii) the identity of each person participating in the communication or conversation, and (iv) the identity of all notes, memoranda or other documents memorializing, referring to or relating to the subject matter of the statement;

(c) a natural person or persons, to state separately (i) the full name of each such person, (ii) his or her present, or last known, business address and his or her present, or last known, residential address, and (iii) the employer of the person at the time to which the interrogatory answer is directed and the person's title or position at that time;

(d) an organization or entity other than a natural person (e.g., a company, corporation, firm, association, or partnership), to state separately (i) the full name and type of organization or entity, (ii) the date and state of organization or incorporation, (iii) the address of each of its principal places of business, and (iv) the nature of the business conducted.

5. "Document" or "documents" means any written, typed, printed, recorded or graphic matter, however produced or reproduced, of any type or description, regardless of origin or location, including without limitation all correspondence, records, tables, charts, analyses, graphs, schedules, reports, memoranda, notes, lists, calendar and diary entries, letters (sent or received), telegrams, telexes, messages (including, but not limited to reports of telephone conversations and conferences), studies, books, periodicals, magazines, booklets, circulars, bulletins, instructions, papers, files, minutes, other communications (including, but not limited to, inter and intra office communications), questionnaires, contracts, memoranda or agreements, assignments, licenses, ledgers, books of account, orders, invoices, statements, bills, checks, vouchers, notebooks, receipts, acknowledgments, data processing cards, computer generated

matter, photographs, photographic negatives, phonograph records, tape recordings, wire recordings, other mechanical recordings, transcripts or logs of any such recordings, all other data compilations from which information can be obtained, or translated if necessary, and any other tangible thing of a similar nature.

6. Each request to identify or produce a document or documents shall be deemed to call for the identification or production of the original document or documents to the extent that they are in or subject to, directly or indirectly, the control of the party to whom these interrogatories are addressed. In addition, each request should be considered as including a request for separate identification or production of all copies and, to the extent applicable, preliminary drafts of documents that differ in any respect from the original or final draft or from each other (e.g., by reason of differences in form or content or by reason of handwritten notes or comments having been added to one copy of a document but not on the original or other copies thereof).

7. "Site" means the property referred to in Plaintiff's Complaint, sometimes referred to as Site G.

8. "Relating to" means constituting, containing, embodying, reflecting, identifying, stating, referring to, dealing with, or in any way pertaining to.

9. "Remedial action" or "remedy" means cleanup of hazardous substances within the meaning of § 101(24) of CERCLA, 42 U.S.C. § 9601(24).

10. "Removal" means cleanup of hazardous substances as that term is defined within the meaning of § 101(23) of CERCLA, 42 U.S.C. § 9601(23).

11. "Hazardous substance" means a hazardous substance within the meaning of § 101(14) of CERCLA, 42 U.S.C. § 9601(14).

12. "Potentially responsible party" means any Person alleged by the United States to be liable for response costs incurred with respect to the Site pursuant to § 107 of CERCLA, 42 U.S.C. § 9607.

13. "Knowledge" means first-hand information as well as information derived from any other source, including hearsay knowledge.

14. "Precursor" means forerunner, a predecessor, and/or a substance from which another substance is or can be formed.

15. "National Contingency Plan" means the regulations set forth at 40 C.F.R. § 300.1 et seq. Regarding the National Oil and Hazardous Substances Pollution Contingency Plan.

16. The singular shall be deemed to include the plural and vice versa. The feminine shall be deemed to include the masculine and vice versa. The word "and" shall be deemed to include the disjunctive "or" and vice versa.

17. These interrogatories shall be deemed continuing so as to require supplemental answers if the defendant obtains further information between the time the answers are served and the time of trial.

INTERROGATORIES

1. Identify each and every person reasonably likely to have information or knowledge of the contamination that has been found at the Site and/or the source of that contamination, stating for each individual identified that individual's area(s) of information or knowledge. This interrogatory includes, but is not limited to, individuals with information in the following areas:

- (a) the composition and/or identification of any Hazardous Substance or precursors to any Hazardous Substance present at any time on the Site;
- (b) the source of any Hazardous Substance or precursors to any Hazardous Substance present at any time on the Site;
- (c) the disposal, release, and/or threat of release of any Hazardous Substance or precursors to any Hazardous Substance present at any time on the Site;
- (d) the present and prior owners of the Site and the portions of the Site owned by each;
- (e) the present and prior owners of properties adjacent to the Site and the particular portions of those adjacent properties owned by each owner.
- (f) modification, repair, cleanup, and or maintenance of the grounds and watercourse that makeup the Site and/or its adjacent properties;
- (g) your communications with any local, and/or state, agency or entity or with the community or residents in the vicinity of the Site relating to the presence, release, discharge, removal, remediation or cleanup of any Hazardous Substance or any precursors to any Hazardous Substance or any other environmental conditions on the Site or adjacent properties;
- (h) any guidelines, standards, or procedures concerning industrial hygiene in connection with any Hazardous Substance or precursors to any Hazardous Substance at the Site;

2. Identify each and every person acting on your behalf who had any dealings or communications of any kind in connection with the Site and the subject matter of the above-entitled action.

3. Identify each and every person who was acting on behalf of any defendant or potentially responsible party to this action who had any dealings or communications of any kind with anyone acting on your behalf in connection with the subject matter of the above-entitled action.

4. With regard to all communications of any kind relating to the subject matter of the above-entitled action, both oral and written, that occurred between yourself and any defendant or potentially responsible party:

- (a) set forth the date when each such communication was made;
- (b) set forth the place where each such communication occurred;
- (c) identify each and every person making and receiving each such communication;
- (d) identify each person present when each such communication occurred;
- (e) if oral, set forth the substance of the communication, and attach a true copy of any document reducing any part of the oral communication to writing, or otherwise referencing the communication; and
- (f) if in writing, identify each document comprising said writing.

5. Identify each person whom you expect to call as an expert witness at the trial of this case and state each such person's occupation and qualifications.

6. State each subject matter on which each expert witness is expected to testify and as to each subject matter, state the substance of the facts and opinions to which each expert is expected to testify, identify any written reports rendered by each expert, and set forth the substance of any oral report rendered by each expert.

7. Set forth a summary of the grounds for each opinion to which each expert witness is expected to testify.

8. Identify each document that has been relied upon by each expert witness in the formulation of his opinion.

9. Set forth an exact description of the Site, including its perimeter boundaries in all directions, the total acreage of the Site, and all past or present owners of the Site of which you are aware. For each such owner, specify the portions of the Site owned and the time period(s) of such ownership.

10. Identify the specific conduct, acts, or omissions of Cerro which you allege caused you to incur response costs at the Site, including but not limited to,

- (a) whether Cerro acquired a portion of the Site before the disposal of Hazardous Substances or the precursors to Hazardous Substances upon it;

- (b) whether Cerro knew or had reason to know that any Hazardous Substance or precursor to a Hazardous Substance was disposed upon any portion of the Site that it acquired at the time of its acquisition;
- (c) whether at the time Cerro acquired a portion of the Site, Cerro did not undertake all appropriate inquiry into the previous ownership and use of the property consistent with good commercial and customary practice at the time;
- (d) whether Cerro undertook any act or omission that caused or contributed to the release or threatened release of hazardous Substances or precursors to a Hazardous Substance at the Site.

11. State whether you possess any statement, as that term is defined in Fed. R. Civ. P. 26(b)(3), taken by or from you or by or from any other person containing information that has any bearing on the claims alleged in your Complaint. If so, for each statement state:

- (a) the date, place, and time it was taken;
- (b) identify the person making the statement;
- (c) identify all persons present at the time it was taken;
- (d) state the manner in which it was recorded (i.e., written or stenographic, mechanical, electrical, or other recording);
- (e) state whether it is signed or made under oath; and
- (f) identify the persons under whose direction and upon whose behalf it was taken.

12. Regarding paragraph 8 of your Complaint, describe in detail the condition of the Site prior to the removal action conducted by the EPA in 1995. Include in the description the characteristics, quantity and specific location of all corroding drums, metal waste, and demolition debris found on the Site, including any such drums, metal rust or demolition debris that was found on the portion of the Site that Cerro owns. Include the specific location and size of the two pits filled with oily-tar like waste found on the Site, and the composition of their contents. State whether either of such pits were located in whole or in part on the portion of the Site that Cerro owns. Include the characteristics, composition and specific location of all the contaminated fill contained at the Site, including whether any such fill was located on the portion of the Site that Cerro owns. Include all methods, tests, and measurements used to arrive at your description of the Site and used to calculate the total volume you allege in paragraph 8 of the Complaint.

13. Regarding paragraph 9 of your Complaint, identify the basis for your allegations that the Site was a source of fires that caused contaminated soils and combustible material to migrate to navigable waterways, including the water filled depression and Dead Creek. Include:

- (a) the type, quantity, location, results and conclusions drawn from all sampling collected on the Site and adjacent to it specifically regarding dioxin, PCBs, pesticides, semi-volatile compounds, volatile organic compounds, and oily tar material referred to in your Complaint.
- (b) a description of the location, size, and shape of the drainage paths on which the contaminated soil and combustible material migrated and the manner, rate, and course of their migration.
- (c) identify all reports by state authorities to the U.S. Environmental Protection Agency that hazardous substances at the Site spawned several fires. For all such reports, identify:
 - i. how the report was conveyed or communicated to you;
 - ii. who conveyed, prepared, authored, and/or issued the report;
 - iii. all of the recipients, including recipients by blind and/or carbon copy;
 - iv. the date(s) the report was transmitted or received; and
 - v. the subject matter of the report.
- (d) State whether any such fires occurred on the portion of the property that Cerro owns.

14. Regarding paragraph 10 of your Complaint, identify all environmental sampling conducted by the Illinois Environmental Protection Agency and the U.S. Environmental Protection Agency in 1988 and 1994 respectively, which leads you to the conclusion that soils and the air reveal that Hazardous Substances were released to the environment at the Site.

15. Identify the basis for the removal action described by you in the Complaint including but not limited to the following:

- (a) the basis on which you made the determination that there was an imminent and/or substantial threat or danger to the public health or welfare at the Site;
- (b) what new information the U.S. Environmental Protection Agency had regarding the Site in 1994 that substantiated a finding of an imminent and/or substantial threat or danger that it did not have in prior years when no action was taken;
- (c) whether sample results obtained in 1994 were similar to results from prior sampling that the U.S. Environmental Protection Agency had access to ; and

- (d) an explanation of why the Site was treated as a time-critical removal action and not a non-time critical removal action as those terms are defined under the preamble to the 1988 proposed National Contingency Plan at 53 Fed. Reg. 51394, 51409 (Dec. 21, 1988).

16. Describe all locations on the Site where you conducted removal activities or incurred the response costs that are the subject of your Complaint. Include in your description an identification of:

- (a) the particular parcel(s) of land on which you conducted each task of your removal action that is the subject of this action;
- (b) the owner(s) of the particular parcel(s) of land on which you conducted each task of your removal action and the portions owned by each owner; and
- (c) all steps taken to keep track of the costs you incurred on each respective portion or parcel of the site on which you conducted your removal action.

17. Identify all damages asserted in your Complaint. Include in your answer the names of all individuals who billed time to the project, the amount of time spent by such individuals, the amount billed per hour for their time, a detailed description of the type of work performed during the hours billed, other costs billed and paid for the project and a detailed description of what services, equipment or materials were provided for those costs.

18. Identify all removal activities conducted on property owned by Cerro, the cost for each of those activities, the individuals who performed those activities, the dates the activities were performed and the reasons for performing those activities.

19. Identify the individuals responsible for overseeing or ensuring that the removal action you conducted and response costs you incurred as alleged in your Complaint were consistent with the National Contingency Plan.

20. Identify all measures taken to ensure that that the removal action you conducted and response costs you incurred as alleged in your Complaint were consistent with the National Contingency Plan.

21. If any document responsive to Cerro's First Request for Production of Documents has been or will be withheld from production, on the grounds of privilege, attorney work product, because it is classified, or for any other reasons, please provide the following information regarding said document(s):

- (a) a brief description of the document, including:
 - i. the date of the document;

- ii. the number of pages, attachments and appendices;
 - iii. the names and addresses of its author or preparers;
 - iv. the names and addresses of each person who was sent or shown blind or carbon copies;
 - v. the present custodian of the document; and
 - vi. the subject matter of the document.
- (b) the reason you have withheld the document; and
- (c) a statement of facts constituting the basis for any claim of privilege, work product or classification.

22. Identify each person supplying information used to answer the above interrogatories and set forth the numbers of the interrogatories as to which each such person supplied information.

23. Identify the person who is certifying these interrogatories and the date upon which these interrogatories are answered.

LOWENSTEIN, SANDLER, KOHL,
FISHER & BOYLAN
A Professional Corporation
65 Livingston Avenue
Roseland, New Jersey 07068
(201) 992-8700
Attorneys for
Cerro Copper Products Company

By: 

Julio C. Gomez

Dated: October 21, 1999

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Civil No. 99-63-PER

MONSANTO CHEMICAL COMPANY,
SOLUTIA, INC.,
MOBIL OIL CORPORATION,
PAUL SAUGET,
CERRO COPPER PRODUCTS COMPANY
and HAROLD W. WIESE,

Defendants.

**DEFENDANT SOLUTIA INC.'S FIRST SET
OF INTERROGATORIES DIRECTED TO PLAINTIFF**

COMES NOW Defendant Solutia Inc. ("Solutia") and, pursuant to Rule 33 of the Federal Rules of Civil Procedure, propounds the following Interrogatories to Plaintiff, the United States of America ("the United States"):

DEFINITIONS

A. As used herein, the terms "Plaintiff" or "you" or "your" means the United States, including but not limited to agents, employees, representatives, contractors, personnel, affiliated bodies, entities or agencies.

B. "Defendant" or "Solutia" means Solutia, including but not limited to its agents, employees, officers, directors, representatives or personnel.

C. "Person" or "persons" shall include, without limitation, individuals, partnerships, ventures, corporations, or associations.

D. "Document" means the original and any non-identical copies of any, written, recorded, or graphic material of any kind (including handwritten, printed, mimeographed, lithographed, duplicated, typed, or other graphic, photographic, electronic or computer-generated matter), and shall include, but not be limited to, all letters, telegrams, correspondence, contracts, agreements, notes, reports, memoranda, mechanical or electrical sound recordings or transcripts thereof, memoranda of telephone or personal conversations or of meetings or conferences, minutes, studies, reports, analyses, tests, inter-office communications, ledgers, books of account, work sheets, vouchers, receipts, cancelled checks, money orders, invoices, and/or bills which are in the possession, custody, or control of Plaintiff, or which Plaintiff knows to exist.

E. To "identify" when referring to an individual, means to state that person's name, present or last known address, and his or her employer and position during the relevant time.

F. To "identify," when referring to a business entity, firm, or governmental entity, body or division, means to state the official name and the present or last known address of the entity or firm.

G. To "identify," when referring to a document, means to state its date and general subject matter, to identify its author and recipient (including each addressee or recipient of any copy), and to state the present location and custodians of the original or other identified copy.

H. "Site" means the property referred to in Plaintiff's Complaint as Sauget Area G.

I. "Relating to" means constituting, containing, embodying, reflecting, identifying, stating, referring to, dealing with, or in any way pertaining to.

J. "Removal" means cleanup of hazardous substances as that term is defined within the meaning of §101(23) of CERCLA, 42 U.S.C. §9601(23).

K. "Hazardous Substance" means a hazardous substance within the meaning of §101(14) of CERCLA, 42 U.S.C. §9601(14).

L. "Knowledge" means first-hand information as well as information derived from any other source, including hearsay knowledge.

M. "Precursor" means a forerunner, a predecessor, and/or a substance from which another substance is or can be formed.

INTERROGATORIES

1. Identify each individual reasonably likely to have information that bears significantly on the contamination that has been found at the Site stating for each individual identified that individual's area(s) of knowledge.

ANSWER

2. State whether you possess any statement, as that term is defined in Fed. R. Civ. P. 26(b)(3), taken by or from you or by or from any other person containing information that has any bearing on the claims alleged in your Complaint. If so, for each statement state the date, place, and time it was taken; identify the person making the statement; identify all persons present at the time it was taken; state the manner in which it was recorded (i.e., written or stenographic, mechanical, electrical, or other recording); state whether it is signed or made under oath; and identify the persons under whose direction and upon whose behalf it was taken.

ANSWER:

3. Identify all damages being asserted in the Complaint filed by Plaintiff. Include in your answer the names of all individuals who billed time to the project, the amount of time spent by such individuals, the amount billed per hour for their time, a detailed description of the type of work performed during the hours billed, other costs bill for the project and a detailed description of what services were provided for those billed costs.

ANSWER

4. Identify the basis for the removal action described by you in the Complaint in this case including but not limited to the basis on which you made the determination that there was an imminent and substantial danger to public health or welfare at the Site; what new information the U.S. Environmental Protection Agency had regarding the site in 1994 that substantiated a finding of imminent and substantial danger that it did not have in prior years when no action was taken; whether sample results obtained in 1994 were similar to results from prior sampling that U.S. Environmental Protection Agency had access to; an explanation of why the site was treated as a time-critical removal action and not a non-time critical removal action as those terms are defined under the preamble to the 1988 proposed National Contingency Plan at 53 Fed. Reg. 51394, 51409 (Dec. 21, 1988).

ANSWER:

THOMPSON COBURN, LLP
Of Counsel

Respectfully submitted,

By: 

Kenneth R. Heineman
Joseph G. Nassif
Bruce D. Ryder
Linda W. Tape
One Mercantile Center
St. Louis, MO 63101
(314) 552-6000
(314) 552-7000 (fax)

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION

United States of America

Plaintiff,

vs.

Monsanto Chemical Co.; Solutia, Inc.;
Mobil Oil Corporation; Paul Sauget;
Cerro Copper Products Co.; and
Harold W. Wiese

Defendants.

CASE NO. 99-63-PER
Hon. Paul E. Riley, Judge

**DEFENDANT MOBIL OIL CORPORATION'S FIRST SET OF
INTERROGATORIES AND REQUESTS FOR PRODUCTION TO PLAINTIFF**

Defendant, Mobil Oil Corporation ("Mobil"), by its attorneys and pursuant to Federal Rules of Civil Procedure, Rules 26, 33 and 34, requests that Plaintiff, the United States of America, respond in writing and under oath to the following interrogatories and respond to the following requests for production, within thirty (30) days of service hereof. The information and tangible items requested are to be provided in accordance with the definitions and instructions set forth below.

DEFINITIONS AND INSTRUCTIONS

1. "You" and "your," "Plaintiff" and "the United States" refer to and mean the United States of America, its agencies, their attorneys, officers, directors, employees, agents, servants, representatives, assigns, contractors, consultants, and any other entity or individual acting or purporting to act on behalf of or in cooperation with any or all of them.

2. "Document" means any and all material that is written, printed, typed, photographed, recorded (digitally, electrically, electronically, magnetically, graphically or

otherwise) or which is capable of being recorded in any form. It includes but is not limited to any letters, electronic mail, and other correspondence, applications, licenses, permits, reports to and/or from government agencies, other reports, minutes of meetings, memoranda, handwritten or other notes, calendar or diary entries, agendas, bulletins, graphs, charts, maps, photographs, videotapes, drawings, data, descriptions of chemicals, specifications of chemicals, summaries, telegraphs, teletypes, computer printouts, magnetic tapes, discs, microfilm, microfiche, laboratory reports, telephone records and includes all draft, intermediate and final versions, including the original and all non-identical copies, duplicates and reproductions of the foregoing that differ in any respect from the original, such as copies containing marginal notations or other variations, and all other records or writings, however produced or reproduced.

3. Plural/Gender: as used herein, any use of the singular shall include the plural and the plural, the singular. Any work connoting the masculine gender shall include the feminine and the neuter (i.e., it), the use of the feminine shall include both the masculine and the neuter, and the use of the neuter shall include both the masculine and the feminine.

4. "Person" means any natural person, firm, corporation, partnership, joint venture, association, proprietorship, company, government, agency group, municipality, or other entity or organization.

5. "Relate(s) to," "related to," or "relating to" means constituting, defining, recording, evidencing, describing, containing, setting forth, embodying, reflecting, identifying, stating, supporting, showing, disclosing, explaining, corresponding, summarizing, or referring to dealing with, concerning or in any way pertaining to, whether directly or indirectly.

6. "Concerning" means relates to, consists of, refers to, reflects, evidences, displays, shows, proves, or is in any way legally, logically or factually connected with the matter referred to or has a tendency to prove or disprove the matter referred to.

7. "Identify":

- (a) Whenever there is a request to identify a natural person, set forth his or her: (i) full name; (ii) title or position; (iii) present or last known business and home addresses and telephone numbers; (iv) present or last known employer; (v) a brief description of his or her relationship, if any, with the Plaintiff or other parties to this action; and (vi) a brief description of his or her relationship to the instant matter.
- (b) Whenever there is a request to identify an entity (e.g., a corporation, partnership, or association), state: (i) the entity's name, address, telephone number, name of registered agent, state of incorporation or registration, address of main office or location and address of local or branch or location involved in this matter; (ii) the names, addresses and telephone numbers of the entity's partners, officers, custodians, managers, owners or other controlling agents, entities or individuals; (iii) a brief description of the entity's relationship, if any, with the Plaintiff or other parties interested in this matter; and (iv) a brief description of the entity's relationship to the instant matter.
- (c) Whenever there is a request to identify a document, set forth: (i) the date of the document; (ii) the name(s) and address(es) of the author(s) and signatory(ies) of the document; (iii) the title or type of document; (iv) the

name(s), address(es) of person(s) to whom the document was addressed, or who received copies of the document; (v) the current custodian of the document; (vi) all persons known to the Plaintiff to have seen the document or participated in communications about the document; (vii) a brief description of the nature and subject matter of the document; and (viii) the location of the document.

- (d) Whenever there is a request to identify a communication, state: (i) the date and place of such communication; (ii) the identity of each person who was present at or who participated in such communication; (iii) the type of communication (e.g., letter, telegram, conference, telephone conversation); (iv) the substance of such communication; and (v) the identity of each document relating to such communication.
- (e) Whenever there is a request to identify a fact or any other item of information; (i) state the fact or item of information; (ii) identify the person(s) who have personal knowledge of the fact or item of information; (iii) state how said person(s) gained knowledge the fact or item of information; (iv) state the date(s) on which the person(s) gained knowledge the fact or item of information; and (v) identify all documents which relate to the fact or item of information.

8. "Possession" means, but is not limited to mean, to be in control of or under the direction or control of the Plaintiff; to have been given by the Plaintiff to another person or entity over whom the Plaintiff has control or who has control over the Plaintiff; to have been prepared by, for or on behalf of the Plaintiff; to have been paid for or purchased by the Plaintiff; to be

owned by the Plaintiff; to be controlled by the Plaintiff; to have knowledge of, to be able to have access to, or to be in the physical possession of persons or entities employed by, working for or on behalf of, who have control over, or who employ, control or direct the Plaintiff, whether it be an entity or an individual.

9. "Complaint" means the Complaint filed in this action, United States v. Monsanto Chemical Co., No. 99-63-PER (C.D. Ill.).

10. "Mobil" means defendant Mobil Oil Corporation.

11. "Site" means Site G, as defined in the Complaint.

12. You are required in responding to these requests to obtain and furnish all information and documents available to you and to obtain and furnish all information and documents that are in your possession as defined above.

13. The responses to these requests are to be supplemented to the full extent provided by the Federal Rules of Civil Procedure, the Local Rules, and any Order of this Court.

14. Where a claim of privilege is asserted in response to any of the following interrogatories or document requests, or any subpart thereof, and any information or document is not provided on the basis of such assertion, the following information shall be provided:

- (a) the nature of the privilege being claimed;
- (b) the type of information or document, including the manner of recording or reproduction;
- (c) the nature of the information or the subject matter of the document;
- (d) the date of the document;
- (e) the custodian of the information and/or the author and recipient of the document;

- (f) all other persons who were designated as having received the information or copies of the document;
- (g) the number of pages, attachments or appendices;
- (h) the present custodian;
- (i) all other information sufficient to allow Mobil to assess the applicability of the privilege or protection claimed.

15. Each interrogatory that seeks information relating in any way to communications to, from or within a government, business and/or corporate entity, is hereby designated to mean, and should be construed to include, all communications by and between political subdivisions, agencies, representatives, employees, agents and/or servants of the government, business and/or corporate entity.

16. The fact that an investigation is continuing or that discovery is not complete shall not constitute an excuse for failure to respond to any interrogatory.

17. Unless otherwise specified, the relevant time period of these discovery requests is 1940 to the date of your response.

18. To the extent that any of these interrogatories or requests for documents are identical to interrogatories or requests propounded by any other Defendant, the United States may respond by reference to the response of the United States to those other interrogatories or requests, so long as Mobil is properly served with a copy of the referenced response.

INTERROGATORIES

1. Describe in detail the complete factual basis for the allegations in the Complaint regarding Mobil's alleged liability, identifying in relation thereto specific information, specific

documents, and specific persons with knowledge of facts that Plaintiff alleges support each purported basis for such liability.

2. Identify the hazardous substances that you contend Mobil disposed of or arranged for disposal at the Site, including without limitation, the following:

- (a) a description of the materials (including the physical form or appearance) disposed of at the Site containing the hazardous substances you attribute to Mobil;
- (b) the basis for your contention that Mobil disposed of or arranged for the disposal of these materials at the Site;
- (c) the chemical composition of these materials, including specific hazardous substances contained within;
- (d) the quantity or volume of these materials disposed of at the Site;
- (e) the person at Mobil responsible for the disposal of these materials at the Site;
- (f) the manner of transport of these materials from Mobil to the Site; and
- (g) the time and manner of disposal of these materials at the Site.

3. For each and every hazardous substance or material attributed to Mobil in response to Interrogatory No. 2, identify each other person in the Sauget, Cahokia and East St. Louis area who also used or produced as a waste the same hazardous substance or material.

4. Identify each person, other than the named defendants, for whom or which the United States has received information relating to that person's disposal or arrangement for disposal of hazardous substances at the Site, including the following information:

- (a) the person that disposed of or arranged for the disposal of the hazardous substances;
- (b) a description of the materials (including physical form and appearance) containing the hazardous substances contributed to that person;
- (c) the chemical composition of these materials, including specific hazardous substances contained within;
- (d) all information relating to the disposal or arrangement for the disposal of these materials at the Site by that person, including time of disposal; and
- (e) the quantity or volume of these materials disposed of at the Site.

5. If your response to Interrogatory No. 3 did not include the Moss Tie Company (a/k/a T.J. Moss or Kerr McGee) formerly located in Sauget, Illinois, identify all information in your possession concerning this entity, including without limitation, the raw materials it used, the chemical processes it operated, the by-products and wastes it generated, the hazardous substance constituents of such wastes and by-products, and its waste disposal practices.

6. Identify each hazardous substance identified at the Site and the person you contend is liable for its disposal or placement at the site. Identify each person in the Sauget, Cahokia and East St. Louis area who or which used or generated as a waste the same hazardous substances.

7. Identify each and every sample taken at the Site, including the following:

- (a) the sample number or any such description used to identify the sample;
- (b) the person taking the sample;
- (c) the date the sample was taken;
- (d) the location at the Site from which the sample was taken;

- (e) the environmental media (e.g., soil, groundwater, etc.) sampled;
- (f) the results of any analysis of the sample; and
- (g) whether you have retained or archived these samples or any laboratory extract thereof, including the present location of the retained sample or extract.

8. Identify which samples identified in response to Interrogatory No. 7 contain hazardous substances that you attribute to Mobil.

9. Do you contend that Mobil is responsible for a bead-like material found at the Site? If your answer is affirmative, identify the following:

- (a) your basis for contending that Mobil is the source of this material;
- (b) possible sources of this material other than Mobil;
- (c) the physical form and appearance of this material;
- (d) the chemical composition of this material, including hazardous substances;
- (e) the location and quantity of bead-like material found at the Site; and
- (f) any samples of this material that you collected at the Site, including the results of any analyses of this material.

10. Identify all documents, including those found at the Site, that support or contradict your contention that Mobil disposed of or arranged for the disposal of hazardous substances at the Site. Identify the present location of these documents.

11. Identify all information, documents and persons with knowledge of facts indicating that Mobil disposed of or arranged for the disposal of hazardous substances at sites in Sauget Area 1 or 2 other than Site G.

12. Identify all persons who participated in preparing the responses to Mobil's First Set of Interrogatories to Plaintiff.

REQUEST FOR PRODUCTION OF DOCUMENTS

1. Produce all documents identified in response to the interrogatories above.
2. Produce all documents that support or contradict your contention that Mobil disposed of or arranged for the disposal of hazardous substances at the Site.
3. Produce all documents that support or contradict your contention that Mobil disposed of a bead-like material at the Site.
4. Produce all documents that identify the materials that you contend Mobil disposed of at the Site.
5. Produce all documents that identify the hazardous substances at the Site that you contend are attributable to Mobil.

MOBIL OIL CORPORATION

By: _____

One of its Attorneys

Craig H. Zimmerman, Esq.
Jeffery A. Sepesi, Esq.
McDermott, Will & Emery
227 W. Monroe Street
Chicago, Illinois 60606
(312) 372-2000

KET

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff)	
)	
v.)	Civil No.: 99-63-PER
)	
MONSANTO CHEMICAL COMPANY,)	
SOLUTIA, INC.,)	
MOBIL OIL CORPORATION,)	
PAUL SAUGET,)	
CERRO COPPER PRODUCTS COMPANY,)	
And HAROLD W. WIESE,)	
)	
Defendant.)	

**DEFENDANT PAUL SAUGET'S
FIRST SET OF INTERROGATORIES TO PLAINTIFF**

Defendant Paul Sauget hereby requests that Plaintiff, the United States of America respond to the following Interrogatories in accordance with Federal Rule of Civil Procedure 33 and the Local Rules for the United States District Court for the Southern District of Illinois ("Local Rules") within thirty (30) days of service of these Interrogatories. Any documents identified in response to these Interrogatories shall be made available for inspection and copying at the offices of Gardner, Carton & Douglas, 321 North Clark Street, Chicago, Illinois, at a mutually convenient time, or at such other mutually convenient time and place as may be agreed upon between the parties.

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DEFINITIONS AND INSTRUCTIONS

1. "You" and "your," "Plaintiff" and "the United States" shall refer to and mean the United States of America, its agencies, their attorneys, officers, directors, employees, agents, servants, representatives, assignees, contractors, consultants, and any other entity or individual acting or purporting to act on behalf of or in cooperation with any or all of them.

2. "Document" means any and all material that is written, printed, typed, photographed, recorded (digitally, electrically, electronically, magnetically, graphically or otherwise) or which is capable of being recorded in any form. It includes but is not limited to any letters and other correspondence, applications, licenses, permits, reports to and/or from government agencies, other reports, minutes of meetings, memoranda, handwritten or other notes, calendar or diary entries, agendas, bulletins, graphs, charts, maps, photographs, videotapes, drawings, data, descriptions of chemicals, specifications of chemicals, summaries, telegraphs, teletypes, computer printouts, magnetic tapes, discs, microfilm, microfiche, laboratory reports, telephone records and includes all draft, intermediate and final versions, including the original and all non-identical copies, duplicates and reproductions of the foregoing that differ in any respect from the original, such as copies containing marginal notations or other variations, and all other records or writings, however produced or reproduced.

3. "Person" means any natural person, firm, corporation, partnership, joint venture, association, proprietorship, company, government, agency, group, municipality, or other entity or organization.

4. "Relate(s) to," "related to," or "relating to" means constituting, defining, recording, evidencing, describing, containing, setting forth, embodying, reflecting, identifying, stating, supporting, showing, disclosing, explaining, corresponding, summarizing, or referring to, dealing with, concerning or in any way pertaining to, whether directly or indirectly.

5. The term "Complaint" means the Complaint filed in this action, United States v. Monsanto Chemical Co., No. 99-63-PER (C.D. Ill.)

6. The term "Paul Sauget" means defendant Paul Sauget.

7. The term "Site" shall mean Site G, as it is defined in the Complaint.

8. You are required in responding to these requests to obtain and furnish all information and documents available to you and any of your representatives, contractors, employees, agents, servants or attorneys and to obtain and furnish all information and documents that are in your possession or under your control or in the possession or under the control of any of your representatives, contractors, employees, agents, servants or attorneys.

9. The words "and," "or," and "and/or" shall be construed conjunctively or disjunctively as necessary to make the request inclusive rather than exclusive. The use of the word "including" shall be construed without limitation.

10. Any request propounded in the plural shall include the singular and the singular shall include the plural, as necessary, to bring within the scope of an interrogatory any information that might otherwise be considered outside the scope of the request.

11. Whenever the identification of any person is requested, the following information should be provided:

- (a) full name;
- (b) title or occupation;
- (c) last known home address, business address and telephone number(s); and
- (d) last known employer or business affiliation.

12. Whenever the identification of any document is requested, the following information should be provided:

- (a) the title, type (memo, diagram etc.) and date of preparation;
- (b) the name, address and position of the author(s) and any recipient(s); and
- (c) the document's exact language or text, subject matter, substance and content; and
- (c) the present location of such document(s).

13. The responses to these requests are to be supplemented to the full extent provided by the Federal Rules of Civil Procedure, the Local Rules, and any Order of this Court.

14. Where a claim of privilege is asserted in response to any of the following requests, or any subpart thereof, and any information or document is not provided on the basis of such assertion, the following information shall be provided:

- (a) the nature of the privilege being claimed;
- (b) the type of information or document, including the manner of recording or reproduction;
- (c) the nature of the information or the subject matter of the document;

- (d) the date of the document;
- (e) the custodian of the information and/or the author and recipient of the document;
- (f) all other persons who were designated as having received the information or copies of the document;
- (g) the number of pages, attachments or appendices;
- (h) the present custodian;
- (i) all other information sufficient to allow TCI to assess the applicability of the privilege or protection claimed.

15. Each interrogatory that seeks information or documents relating in any way to communications to, from or within a government, business and/or corporate entity, is hereby designated to mean, and should be construed to include, all communications by and between political subdivisions, agencies, representatives, employees, agents and/or servants of the government, business and/or corporate entity.

16. If for any reason you refuse to answer an interrogatory, state the grounds upon which the refusal is based with sufficient specificity to permit a determination of the propriety of such refusal.

17. The fact that an investigation is continuing or that discovery is not complete shall not constitute an excuse for failure to respond to any interrogatory.

18. Unless otherwise specified, the relevant time period of these interrogatories is 1950 to 1999.

19. To the extent that any of these interrogatories are identical to interrogatories propounded by any other Defendant, the United States may respond by reference to the response of the United States to those other interrogatories, so long as Paul Sauget is properly served with a copy of the referenced response.

INTERROGATORIES

1. Describe in detail the complete factual basis for the allegations in the Complaint regarding Paul Sauget's alleged liability, identifying in relation thereto specific information, specific documents and specific persons with knowledge of facts that Plaintiff alleges support each purported basis for liability.

2. Identify with specificity the complete factual basis for the allegation that Paul Sauget was a member of the Board of Directors of Industrial Salvage.

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3. Identify with specificity the complete factual basis for the allegation that Paul Sauget was an officer of Industrial Salvage.

4. Identify with specificity the complete factual basis for the allegation that Paul Sauget exercised control over Industrial Salvage disposal operations.

5. Identify with specificity the complete factual basis for the allegation that Paul Sauget was directly and personally engaged in alleged hazardous waste disposal operations of Industrial Salvage.

6. Identify with specificity the complete factual basis for the allegation that Paul Sauget exercised control over Sauget & Company disposal operations

7. Identify with specificity the complete factual basis for the allegation that Paul Sauget and was directly and personally engaged in alleged hazardous waste disposal operations of Sauget & Company at the Site.

8. Identify with specificity the complete factual basis for the allegation that Paul Sauget arranged for disposal of any hazardous substance at the Site, including but not limited to the following:

- (a) identify each person who has identified Paul Sauget as a generator of material that contains hazardous substances of the type released or disposed at the Site;
- (b) for each person identified in response to Interrogatory 2(a), with respect to each and every statement made by such person relating to the Site, whether such statement referred to Paul Sauget or not, describe the nature and content of each statement made, the context of the statement (e.g., a deposition in a specific case, an informal interview, a letter or other document, etc.), the form of the statement, provide the date of each statement, and identify each and every person present at each interview or discussion relating to the statement.
- (c) identify each and every document which relates to any disposal of hazardous substances from or by Paul Sauget at the Site, including each statement of each person identified in response to Interrogatory 2(a).

9. Specify the exact time period during which hazardous substances of the type that were released or disposed of at the Site were allegedly transported by or disposed of by Paul Sauget to or at the Site, and specify the date or dates on which any such hazardous substances were alleged to have been transported to or disposed of at the Site by Paul Sauget.

10. Specify the exact time period during which hazardous substances of the type that were released or disposed of at the Site were allegedly transported by or disposed of by Industrial Salvage and/or Sauget & Company to or at the Site, and specify the date or dates on which any

such hazardous substances were alleged to have been transported to or disposed of at the Site by either of those companies.

11. Specify the material containing hazardous substances alleged to have been transported to the Site or disposed of at the Site by Industrial Salvage and/or Sauget & Company, including the physical form, chemical composition and general nature of the alleged material, and identify the basis (i.e., identify the documents from which you obtained such information, and/or identify persons with knowledge of such information) for your information regarding the physical form, chemical composition and general nature of the hazardous substances alleged to be present in that material at the time it was at the Site.

12. Identify each hazardous substance identified at the Site, including the time at which it was identified, by whom it was identified, how it was identified (i.e., the sampling and analytical method used), the volume and concentration of each substance, the media (i.e., soil, groundwater, surface water or air) in which the substance was detected, and the physical location on the Site of each such substance, and provide documentation of any sampling, testing and/or analysis through which the hazardous substance(s) was identified.

13. Identify all persons who participated in preparing the responses to Paul Sauget's First Set of Interrogatories to Plaintiff.

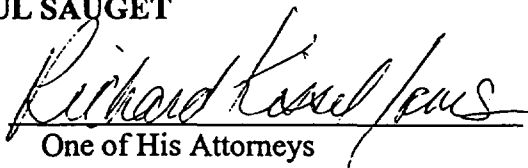
14. Identify each and every person with knowledge of each Plaintiff's use of the Site during the relevant time period.

15. Identify each and every document relating to Plaintiff's use of the Site during the relevant time period.

16. Identify any and all documents relating to the Plaintiff's alleged response costs, including but not limited to invoices, purchase orders, summaries of billings or payment histories, and any documents purported to demonstrate that any costs incurred were necessary and not inconsistent with the National Contingency Plan.

PAUL SAUGET

By:


One of His Attorneys

Richard J. Kissel, Esq.
GARDNER, CARTON & DOUGLAS
321 North Clark Street - Suite 3400
Chicago, Illinois 60610
(312) 644-3000

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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	Civil No. 99-63-PER
)	
MONSANTO CHEMICAL COMPANY,)	
SOLUTIA, INC.,)	
MOBIL OIL CORPORATION,)	
PAUL SAUGET,)	
CERRO COPPER PRODUCTS COMPANY)	
and HAROLD W. WIESE,)	
)	
Defendants.)	

DEFENDANT MONSANTO COMPANY'S FIRST SET
OF INTERROGATORIES DIRECTED TO PLAINTIFF

COMES NOW Defendant Monsanto Company ("Monsanto") and, pursuant to Rule 33 of the Federal Rules of Civil Procedure, propounds the following Interrogatories to Plaintiff, the United States of America ("the United States"):

DEFINITIONS

- A. As used herein, the terms "Plaintiff" or "you" or "your" means the United States, including but not limited to agents, employees, representatives, contractors, personnel, affiliated bodies, entities or agencies.
- B. "Defendant" or "Monsanto" means Monsanto, including but not limited to its agents, employees, officers, directors, representatives or personnel.
- C. "Person" or "persons" shall include, without limitation, individuals, partnerships, ventures, corporations, or associations.

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D. "Document" means the original and any non-identical copies of any written, recorded, or graphic material of any kind (including handwritten, printed, mimeographed, lithographed, duplicated, typed, or other graphic, photographic, electronic or computer-generated matter), and shall include, but not be limited to, all letters, telegrams, correspondence, contracts, agreements, notes, reports, memoranda, mechanical or electrical sound recordings or transcripts thereof, memoranda of telephone or personal conversations or of meetings or conferences, minutes, studies, reports, analyses, tests, inter-office communications, ledgers, books of account, work sheets, vouchers, receipts, cancelled checks, money orders, invoices, and/or bills which are in the possession, custody, or control of Plaintiff, or which Plaintiff knows to exist.

E. To "identify" when referring to an individual, means to state that person's name, present or last known address, and his or her employer and position during the relevant time.

F. To "identify," when referring to a business entity, firm, or governmental entity, body or division, means to state the official name and the present or last known address of the entity or firm.

G. To "identify," when referring to a document, means to state its date and general subject matter, to identify its author and recipient (including each addressee or recipient of any copy), and to state the present location and custodians of the original or other identified copy.

H. "Site" means the property referred to in Plaintiff's Complaint as Sauget Area G.

I. "Relating to" means constituting, containing, embodying, reflecting, identifying, stating, referring to, dealing with, or in any way pertaining to.

J. "Removal" means cleanup of hazardous substances as that term is defined within the meaning of §101(23) of CERCLA, 42 U.S.C. §9601(23).

K. "Hazardous Substance" means a hazardous substance within the meaning of §101(14) of CERCLA, 42 U.S.C. §9601(14).

L. "Knowledge" means first-hand information as well as information derived from any other source, including hearsay knowledge.

M. "Precursor" means a forerunner, a predecessor, and/or a substance from which another substance is or can be formed.

N. "The CWS Property," "the CWS facility," or "your Property" means the entire facility formerly owned by the government located in the town now known as Sauget, Illinois, which was run by the Chemical Warfare Service, including the buildings, soil upon which the buildings were located, the subsurface soil and the groundwater.

INTERROGATORIES

1. Identify each individual reasonably likely to have information that bears significantly on the operations of the CWS facility including those individuals having knowledge concerning the guidelines, standards, or procedures concerning industrial hygiene in connections with any Hazardous Substances on the CWS Property; individuals having knowledge concerning guidelines, standards or procedures for worker, employee or contractor safety and protection at the CWS Property during your period of ownership and/or control; individuals having knowledge concerning the purchase, manufacture, storage, use, generation, disposal or release at or from the CWS Property of any substance that is or may be a Hazardous Substance or a precursor to any Hazardous Substance; and individuals having knowledge concerning the maintenance, repair or servicing of any electrical, hydraulic, or other equipment at the CWS Property that contained or used any Hazardous Substance or Hazardous Substance precursors.

ANSWER

2. Describe all activities conducted at the CWS Property during the time of your ownership of the property or during the time of your control over operations conducted on the property. Include in the description the dates that the CWS Property was used for each of the described activities, and list all Hazardous Substances or precursors to Hazardous Substances that were used, generated, disposed of, released, or identified in the conduct of such activities..

ANSWER:

3. If any document responsive to Monsanto's First Request for Production of Documents has been or will be withheld from production, on the grounds of privilege, attorney work product, because it is classified, or for any other reasons, please provide a brief description of the document, the reason you have withheld the document, and a statement of facts constituting the basis for any claim of privilege, work product or classification.

ANSWER:

4. Identify each and every known instance where any Hazardous Substance or Hazardous Substance precursors under your custody and control were discharged, released, disposed of, or stored in or around the Site. For each instance identify the Hazardous Substance or Hazardous Substance precursors discharged, released, disposed of, or stored; identify each person who, to your knowledge, discharged, released, disposed of, or stored the Hazardous Substance or Hazardous Substance precursors; state the facts or circumstances which form the basis of your knowledge concerning the discharge, release, disposal of, storage of, and source of the Hazardous Substance or Hazardous Substance precursors; and identify all documents upon which you rely for that knowledge.

ANSWER:

5. Identify each and every instance where wastewater, washwater, effluent and/or stormwater run-off from the CWS Property, whether alone or in combination with other wastes, was discharged, released, disposed of or stored in or around the Site. To the extent sewers from the CWS Property could discharge to the Site, your answers should include discharges to those sewers and should also include the process equipment and electrical transformers which are located within the drainage area of such sewers.

ANSWER:

6. Identify all raw materials, solvents, hydraulic fluids, products, manufacturing intermediates, or wastes that were generated, used, discharged, released, disposed of, or stored on CWS Property or at the Site, by CWS production, that contain any one or more of the contaminants that have been found at Site G to date.

ANSWER

7. Identify any and all PCB-containing materials used on the CWS Property, including but not limited to, dielectric fluids, hydraulic fluids and heat transfer fluids. Include in your answer the annual quantity of dielectric fluids, hydraulic fluids, and heat transfer fluids purchased or used each year during the time you owned the CWS Property; all electrical, hydraulic, heat transfer, or other machinery, equipment, or devices that have used such fluids, including the size and nameplate information for each of the electrical transformers and capacitors that have contained any such fluids; each and every known person or company from whom you purchased or otherwise obtained PCBs or PCB-containing materials for use at the CWS Property; and the date on which the PCBs or PCB-containing material was purchased.

ANSWER

8. Identify each and every person that installed, repaired, maintained, serviced, or removed machinery, equipment, or devices located on the CWS Property and may have used, discharged, released, disposed of, transported, or stored any Hazardous Substance or Hazardous Substance precursors in or near the Site, and for each such person identify the type of work performed; the type of equipment with respect to which the work was performed; the date or dates such work was performed; and state whether such person used PCB-containing fluid and, if so, the type of PCB-containing fluid used.

ANSWER:

9. Please identify each individual on the payroll of or under the direction of the United States who worked at, commanded in, served at, reported to, labored in, or directed production, procurement or worked in any other capacity at the CWS Property.

ANSWER:

10. Please describe the process utilized for the production of CC-2, D.A.T, S-330, and any other product produced at the CWS Property, including the ingredients and raw

materials used, by-products and wastes created, and name and quantity of final products, the date of production of each product, together with the formulas utilized to make said products.

ANSWER:

11. Please list the daily and/or weekly average output of each product produced at the CWS Property and the amount of waste generated from that production, beginning when output began and ending when output ceased.

ANSWER

12. Please describe the chain of command regarding the operation of the plant(s) located on the CWS Property, listing by name each person to have held a position in the chain of command and describing the duties of said persons.

ANSWER:

13. Please list the names and locations of all other CWS Plants located in the United States, including what products were produced at each plant, and within what time period each product was produced.

ANSWER:

14. Identify how the United States acquired, procured, received, and/or obtained the raw materials or ingredients used at the CWS Property. Included in this request is information regarding: the decision making process utilized to determine from whom products would be procured, the ordering of materials, persons with authority to order such material, methods of payment to those providing materials, how such materials reached the CWS Property, quantities ordered, and storage of materials prior to utilization in the production process.

ANSWER:

15. Identify how the United States distributed, transported, disseminated, or moved the final products and wastes created at the CWS Property.

ANSWER:

16. Describe the steps taken to close down the production processes at the CWS facility at the end of World War II including but not limited to the timeframes of the closing and disposal of materials left at the facility after the close down, and disposition of equipment after production of CC-2, DAT, and S-330 ceased.

ANSWER

17. Describe the leases entered between the U.S. Government and Monsanto after the production of CC-2, DAT, and S-330 ceased including but not limited to the dates covered by the leases, leases of equipment to Monsanto, leases of property to Monsanto, the control the government maintained during the term of the lease, and the terms of any other lease.

ANSWER:

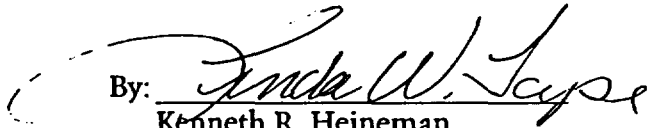
18. Identify in detail the complete factual basis for the allegation in the Plaintiff's Complaint that Monsanto arranged for the disposal of Hazardous Substances at the Site.

ANSWER

THOMPSON COBURN, LLP
Of Counsel

Respectfully submitted,

By:


Kenneth R. Heineman

Joseph G. Nassif

Bruce D. Ryder

Linda W. Tape

One Mercantile Center

St. Louis, MO 63101

(314) 552-6000

(314) 552-7000 (fax)